

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHAINWORKS, INC.,

Plaintiff/Counter-Defendant,

File No. 1:05-CV-135

v.

HON. ROBERT HOLMES BELL

WEBCO INDUSTRIES, INC.,

Defendant/Counter-Claimant.

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ORDER DENYING MOTION TO COMPEL ARBITRATION

In accordance with the opinion entered this date,

IT IS HEREBY ORDERED that

1. The April 6, 2005, Report and Recommendation of the Magistrate Judge (Docket # 15) is **APPROVED** and **ADOPTED**, to the extent it relies upon UCC § 2-207(1) & (2). To the extent that it relies on UCC § 2-207(3), it is **REJECTED**.
2. Defendant's motion to compel arbitration (Docket # 7) is **DENIED**.

Date: June 10, 2005

/s/ Robert Holmes Bell
ROBERT HOLMES BELL
CHIEF UNITED STATES DISTRICT JUDGE